

CHICAGO AND



TRANSPORTATION COMPANY

BERNARD J. ALLEN  
DIANE KOHLER-RAUSCH  
JOAN A. SCHRAMM  
ASSISTANT SECRETARIES

DIRECT DIAL NUMBER  
312/454-6534

7-014A031

Date JAN 14 1977

Fees \$10.00

January 13, 1977

File No.: A-9914

CC Washington, D.C.

Interstate Commerce Commission

Washington, D. C. 20423

Attention: Mr. Robert L. Oswald, Secretary

8591-A  
RECORDATION NO. 8591-A  
Filed & Recorded

JAN 14 1977 11 23 PM

INTERSTATE COMMERCE COMMISSION

Gentlemen:

Attached for recordation are 10 counterparts of Amendment to Equipment Lease Agreement dated as of November 1, 1976 covering the lease of 164 radial end door assemblies, which was assigned Recordation No. 8591.

The names and addresses of the parties to the amendment are Borg-Warner Leasing Division of B-W Credit Corp., One IBM Plaza, Chicago, IL 60611, Lessor, and Chicago and North Western Transportation Company, 400 W. Madison Street, Chicago, IL 60606, Lessee.

Enclosed is this Company's check for \$10.00 to cover your recording fee. Please return eight counterparts showing your recordation data.

Very truly yours,

*Diane Kohler-Rausch*  
Diane Kohler-Rausch  
Assistant Secretary

DK:ms

Attachments

cc: Robert D. Smith

Z. Steiger

R. L. Schardt\*

D. E. Stockham, Attn: R. S. Brenner\*

R. F. Guenther, Attn: Jim James\*

F. E. Cunningham, Attn: H. Labno\*

Mr. Stuart Schwartz

Borg-Warner Leasing Division of B-W Credit Corp.

One IBM Plaza

Chicago, Illinois 60611

\* with copy of Amendment

RECEIVED  
JAN 14 1 20 PM '77  
I.C.C.  
FEE OPERATION BR.

# Interstate Commerce Commission

Washington, D.C. 20423


January 14, 1977

OFFICE OF THE SECRETARY

Dear

The enclosed document(s) was recorded pursuant to the provisions of Section 20(c) of the Interstate Commerce Act, 49 U.S.C. 20(c), on 1/14/77 at 1:25 pm , and assigned recordation number(s) 8591-A

Sincerely yours,

  
Robert L. Oswald  
Secretary

Enclosure(s)

SE-30  
(5/76)

8591-A  
RECORDATION NO. 8591-A  
JAN 14 1977 3 32 PM  
INTERESTS UNIT

AMENDMENT TO EQUIPMENT LEASE AGREEMENT

COUNTERPART  
NO. 1 OF 10

WHEREAS, the Chicago and North Western Transportation Company, a Delaware corporation, (herein called "Lessee") and Borg-Warner Leasing Division of B-W Credit Corporation, a Delaware corporation (herein called "Lessor") have entered into an Equipment Lease Agreement dated as of November 1, 1976 (the "Lease"), and

WHEREAS, the Lessor and Lessee desire to and hereby do amend said Lease, as follows:

1. Section 1 of the Lease is amended by deleting in its entirety the following sentence, that appears on page 2 of the Lease.

The Lessor shall have no obligation to purchase nor lease any unit of Equipment set forth in Exhibit A not delivered to and accepted by the Lessee and settled for by the Lessor with the Manufacturer on or prior to February 28, 1977. The Lessor shall have no obligation to purchase or lease any unit of Equipment delivered to and/or accepted by the Lessee after December 31, 1976 if the cost of such unit, when added to the cost of all other units delivered to and/or accepted by the Lessee after December 31, 1976, exceeds \$69,000.

2. Exhibit A of the Lease is amended by changing the section entitled "Rental Payments" to read as follows:

34 quarterly payments in arrears each equal to the sum of (i) 4.0663% of the Lessor's cost of each unit of Equipment delivered to and accepted by the Lessee on or before December 31, 1976 and (ii) 4.1604% of the Lessor's cost of each unit of Equipment delivered and accepted after December 31, 1976 and settled for on or before February 28, 1977.

3. Exhibit C of the lease entitled "Schedule of Casualty Value" is amended to read as shown on the Schedule of Casualty Value affixed to this amendment. All other terms and conditions of the lease shall remain unchanged and in full force and effect.

(Corporate Seal)

ATTEST:

D. V. Considine

ASSISTANT SECRETARY

(Corporate Seal)

ATTEST:

Diane Koplar-Rausch  
Assistant Secretary

BORG-WARNER LEASING DIVISION OF  
B-W CREDIT CORPORATION

By

[Signature]  
Vice President

CHICAGO AND NORTH WESTERN TRANSPORTATION  
COMPANY

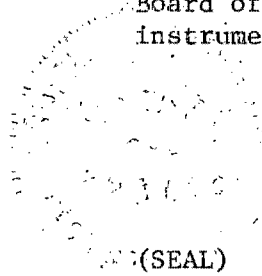
By

[Signature]  
Vice President

Dated: 1/11/77

STATE OF ILLINOIS )  
 ) SS  
COUNTY OF COOK )

On this 11th day of January, 1977, before me personally appeared R. J. Salamone, to me personally known, who, being by me duly sworn, says that he is the Vice President of BORG-WARNER LEASING DIVISION of B-W CREDIT CORPORATION, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

  
Donald V. Conditine  
Notary Public

(SEAL)  
My Commission Expires:

STATE OF ILLINOIS )  
 ) SS  
COUNTY OF COOK )

On this 11<sup>th</sup> day of January, 1977, before me personally appeared J. M. Butler, to me personally known, who being by me duly sworn, says that he is a Vice President of CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

F. J. Bros  
Notary Public

(SEAL)

My Commission Expires: May 21, 1978

Exhibit C to Equipment Lease Agreement dated as of November 1, 1976 between Borg-Warner Leasing Division of B-W Credit Corporation as Lessor and Chicago and North Western Transportation Company as Lessee.

SCHEDULE OF CASUALTY VALUE

<u>QUARTERLY RENTAL PAYMENT NUMBER</u>	<u>PERCENTAGE OF PURCHASE PRICE *</u>	
	A	B
Before first quarterly rental payment date	110.4354%	109.8805%
1	110.0310	109.5219
2	109.2312	109.0795
3	108.2458	108.5519
4	107.1183	107.9375
5	106.1549	107.0684
6	105.1078	105.8982
7	103.9726	104.5670
8	102.7477	103.0718
9	101.4329	101.6135
10	100.0365	100.1970
11	98.5520	98.6836
12	90.3002	90.3941
13	88.6336	88.7042
14	86.8874	86.9454
15	85.0529	85.0928
16	83.1285	83.1445
17	81.1096	81.1091
18	79.0130	78.9992
19	76.8281	76.7948
20	67.8757	67.8167
21	65.5040	65.4262
22	63.0565	62.9626
23	60.5206	60.4036
24	57.8944	57.7475
25	55.1691	54.9990
26	52.3702	52.1785
27	49.4826	49.2618
28	39.8273	39.5700
29	36.7478	36.4603
30	33.5967	33.2797
31	30.3567	30.0021
32	27.0262	26.6259
33	23.5733	23.1516
34 and during storage	20.0000	20.0000

\* Column A applies to all units of Equipment which were delivered to and accepted by the Lessee on or before December 31, 1976. Column B applies to all units of Equipment subject to this Lease but not subject to Column A.